

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

UNITED STATES OF AMERICA, )  
                                  )  
Plaintiff,                   ) Case No. 4:06CR00026-001  
                                  )  
v.                            )                           **ORDER**  
                                  )  
MARGARET PYLES WHERRY, ) By: Jackson L. Kiser  
                                  )                           Senior United States District Judge  
Defendant.                    )

For the reasons stated in the accompanying memorandum opinion, the Defendant's Motion to Dismiss is **DENIED**.

The Clerk is directed to send a certified copy of this Order to all counsel of record.

ENTERED this 20<sup>th</sup> day of October, 2006.

s/Jackson L. Kiser  
Senior United States District Judge